

1 **ENROLLED**

2 COMMITTEE SUBSTITUTE

3 FOR

4 **H. B. 2958**

5 (By Delegates Doyle, Swartzmiller, Guthrie  
6 and Morgan)

7  
8 [Passed March 12, 2011; in effect ninety days from passage.]  
9

10  
11 AN ACT to amend and reenact §19-23-14 of the Code of West Virginia,  
12 1931, as amended, relating to allowing the West Virginia  
13 Racing Commission to use certain permit and registration fees  
14 to pay salaries and other budgeted expenses; and providing  
15 that judges and the Racing Commission may also impose  
16 penalties.

17 *Be it enacted by the Legislature of West Virginia:*

18 That §19-23-14 of the Code of West Virginia, 1931, as amended,  
19 be amended and reenacted to read as follows:

20 **ARTICLE 23. HORSE AND DOG RACING.**

21 **§19-23-14. Disposition of permit fees, registration fees and**  
22 **civil penalties.**

23 (a) All permit fees and fees paid for the registration of  
24 colors or assumed names collected by the Racing Commission shall be  
25 paid by the commission to the State Treasurer for deposit in the  
26 Racing Commission's general administrative account.

1           (b) All civil penalties imposed by the stewards, judges or the  
2 commission shall be paid into a relief fund and paid out on the  
3 order of the commission for hospitalization, medical care and  
4 funeral expenses occasioned by injuries or death resulting from an  
5 accident sustained by any permit holder while in the discharge of  
6 his or her duties under the jurisdiction of the Racing Commission:  
7 *Provided*, That (1) No payment may be made from the relief fund for  
8 any hospitalization, medical care or funeral expenses of a permit  
9 holder who is covered by workers' compensation or an insurance  
10 policy providing payments for hospitalization, medical care or  
11 funeral expenses; and (2) any balance in the relief fund in excess  
12 of \$5,000, less any outstanding obligations, shall thereupon be  
13 transferred by the Racing Commission to the State Treasurer for  
14 deposit to the credit of the General Revenue Fund of this state.